U.S. Appln. No. 10/566,871
Reply to Non-Final Office Action dated August 3, 2010

PATENT
Attorney Docket No. 450100-05211

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith. The present amendment is being made to facilitate prosecution of the application.

I.   STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 9-15 are pending. Claims 9, 11 and 13 are independent and hereby amended. No new matter has been added. It is submitted that these claims, as originally presented, were in full compliance with the requirements of 35 U.S.C. §112. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II.   SUPPORT FOR AMENDMENT IN SPECIFICATION

Support for this amendment is provided throughout the Specification as originally filed and specifically at paragraphs [0031], [0035], [0037], [0040] and Figs. 1-5 of Applicants' corresponding published application. By way of example and not limitation:

[0031] Recorded in a recording medium 14 such as a CD-ROM are a reproduction program 16, an automatic activation program 17, a data write program 18, a driver 19, an install program 20 and the like. For example, a user copies and installs the programs 16 to 20 recorded in the recording medium in PC 1 to allow the user to use the programs 16 to 19 on PC 1.

[0035] It is first assumed that PC 1 has image data and video data picked up by the digital camera 15 stored by a user beforehand in HDD 4. A user copies the programs 16 to 20 recorded in the recording medium 14 in HDD 4 of PC 1, and the programs 16 to 19 are installed to register setting information on each program (Step 201).

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9 of 14

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[0037] After the programs 16 to 19 are installed, for example, a user works to store a portion or the whole of the image data stored in PC 1 in the memory device (Step 202). This work is performed by using the data write program 18 installed at Step 201. In this embodiment, this write work in the memory device 10 will be described together with, for example, in the case of a still image file, a work of creating a slide show using still images.

[0040] As the start button 51 is depressed, CPU 2 confirms whether the memory device 10 is connected to the USB interface 6, i.e., whether the terminal 11 of the memory device 10 is connected to the USB port 8 (Step 203) (refer to FIG. 2). If the memory device 10 is not connected, the user is instructed to connect the memory device (Step 204). If the memory device 10 is being connected, CPU 2 outputs the slide show files and video files stored in the temporary folder or the like as well as the reproduction program 16, automatic activation program 17, data write program 18, driver 19 and install program 20 stored in HDD 4, to the memory device 10 (Step 205).
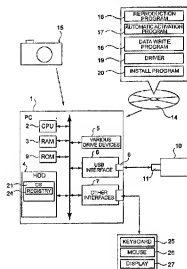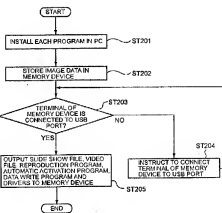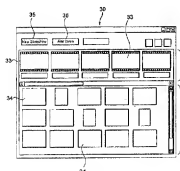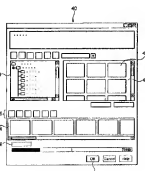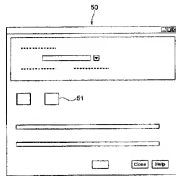

Fig.1

Fig.2

Fig.3

Fig.4

Fig.5

III.   RESPONSE TO REJECTIONS UNDER 35 U.S.C. §112

Claim 11 is hereby amended, thereby obviating the rejection under 35 U.S.C.

§112.

IV.   RESPONSE TO REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 9-11 and 13 were rejected under 35 U.S.C. §103(a) over U.S.

2002/0069237 to Ehara (hereinafter, merely "Ehara") in view of U.S. 2001/0041021 to Boyle

(hereinafter, merely "Boyle") in view of U.S. Patent No. 5,633,678 to Parulski et al. (hereinafter,

merely "Parulski") and U.S. Patent No. 6,704,824 to Goodman (hereinafter, merely

"Goodman").

Claim 12 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over

Boyle, Ehara, Goodman and Parulski in view of Applecare Document: 122014.

Claim 14 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over

Boyle, Ehara, Goodman and Parulski in view of US 2004/0004737 to Kahn (hereinafter, merely

"Kahn").

Claims 15 was rejected under 35 U.S.C. §103(a) as allegedly unpatentable over

Boyle, Ehara, Goodman and Parulski in view of US 2003/0076365 to Sesek (hereinafter, merely

"Sesek").

Claim 9 recites, *inter alia*:

…a storage element for storing data which include:

…**a writing program having GUI function** to write at least one
of said image data and audio data from said host machine to said
storage element in response to a detection signal indicating that
said host machine detects a connection of said terminal to said
interface…

…**wherein when at least one of the reproduction program data
and the execution program data is installed in the host
machine and the portable memory device is connected to the
host machine, the host machine writes at least one of said
image data and audio data using the writing program and
outputs the writing program having GUI function, the
reproduction program data and the execution program data to
the portable memory device**…(Emphasis added)

Ehara relates to information processing systems and information processing

methods which allow computerized data and contents to be exchanged with other systems via a

removable medium, and to be transferred to other systems via a network.

Applicants submit that neither Ehara nor Boyle nor Parulski nor Goodman, taken

alone or in combination, would disclose or render predictable the above-identified features of

claim 9. Specifically, none of the references used as a basis for rejection discloses or renders

predictable "a storage element for storing data which include…a writing program having GUI

function…wherein when at least one of the reproduction program data and the execution

program data is installed in the host machine and the portable memory device is connected to the

host machine, the host machine writes at least one of said image data and audio data using the

writing program and outputs the writing program having GUI function, the reproduction program

data and the execution program data to the portable memory device," as recited in claim 9.

Therefore, Applicants submit that independent claim 9 is patentable and

respectfully request reconsideration and withdrawal of the rejection.

For reasons similar to, or somewhat similar to, those described above with regard

to independent claim 9, independent claims 11 and 13 are also patentable, and Applicants thus

respectfully request reconsideration of the rejections thereto.

V.   DEPENDENT CLAIMS

The other claims in this application are each dependent from one of the

independent claims discussed above and are therefore believed patentable for at least the same

reasons. Applicants thereby respectfully request reconsideration and withdrawal of rejections

thereto. Because each dependent claim is also deemed to define an additional aspect of the

invention, however, the individual reconsideration of the patentability of each on its own merits

is respectfully requested.

<div align="center"><u>CONCLUSION</u></div>

Because Applicants maintain that all claims are allowable for at least the reasons

presented hereinabove, in the interests of brevity, this response does not comment on each and

every comment made by the Examiner in the Office Action. This should not be taken as

acquiescence of the substance of those comments, and Applicants reserve the right to address

such comments.

In the event the Examiner disagrees with any of statements appearing above with

respect to the disclosure in the cited reference, or references, it is respectfully requested that the

Examiner specifically indicate those portions of the reference, or references, providing the basis

for a contrary view.

Please charge any additional fees that may be needed, and credit any

overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the

claims in this application are patentable and Applicants respectfully request early passage to

issue of the present application.

Respectfully submitted,

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